



# UNITED STATES PATENT AND TRADEMARK OFFICE

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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/541,950	Matthias Hauser	J&J5016USPCT
INTERNATIONAL APPLICATION NO.		
PCT/EP04/00981		
I.A. FILING DATE		PRIORITY DATE
01/08/2004		01/08/2003
<b>CONFIRMATION NO. 6627</b> <b>371 FORMALITIES LETTER</b>  *OC000000017973258*		

Date Mailed: 03/03/2006

## NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 07/08/2005
- Preliminary Amendments filed on 07/08/2005
- Information Disclosure Statements filed on 07/08/2005
- U.S. Basic National Fees filed on 07/08/2005
- Priority Documents filed on 07/08/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Additional claim fees of **\$1760** as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.
- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

### SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$1890** for a Large Entity:

• \$130 Surcharge.

Additionally the following defects have been observed:

- Preliminary Amendments have not been entered because Preliminary amendment was not entered. There was art 34 claims that was entered, and the preliminary amendment didnt correspond with the art 34 claims.
- Total additional claim fee(s) for this application is **\$ 1760**
  - **\$1400** for **28** total claims over **20**.
  - **\$360** for multiple dependent claim surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

SHELBY J VIGIL

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**PART 2 - OFFICE COPY**

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FORM PCT/DO/EO/905 (371 Formalities Notice)